

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

11 MIGUEL VAZQUEZ, ) Case No. CV 12-9923 PJW  
12 Plaintiff, ) c/w CV 13-3227 PJW  
13 v. )  
14 CITY OF LONG BEACH, DAVID M. )  
15 FARIS, MICHAEL G. HYNES, ROBERT )  
15 KNIGHT, and DOES 1-10, inclusive. )  
16 Defendants. )  
17 MIGUEL CONTRERAS, )  
18 Plaintiff, )  
19 v. )  
20 CITY OF LONG BEACH, Sgt. DAVID M. )  
21 FARIS #5500, individually and as a peace )  
22 officer, MICHAEL G. HYNES #6290 )  
22 individually and as a peace officer, DOES )  
23 1-10, inclusive. )  
24 Defendants. )

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~~PROPOSED~~ PROTECTIVE  
ORDER

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1                   **GOOD CAUSE STATEMENT FRCP 26(c)(1)**

2                   It appearing that discovery requested by Plaintiffs from the files of the Long  
3 Beach Police Department in this matter is arguably protected by the individual police  
4 officer's right of privacy, the Parties nevertheless wish to cooperate with discovery  
5 while protecting the interests of the police officers names as defendants herein, the  
6 parties hereby stipulate to a Protective Order which shall apply to protected  
7 information released by the Long Beach Police Department to the Plaintiffs in this  
8 action.

9

10                  1. Attorneys for the parties shall receive from the Long Beach Police  
11 Department Custodian of Records copies of portions of the personnel  
12 files of defendant officers DAVID M. FARIS, MICHAEL G. HYNES,  
13 and ROBERT KNIGHT, including relevant Internal Affairs history of  
14 Defendants, personnel complaints and records of discipline.

15                  2. Attorneys for the parties shall personally secure and maintain said  
16 copies in their possession to the end that said copies are to be used only  
17 for the purposes set forth below and for no other purpose.

18                  3. Copies of the records shall only be used for preparing for and  
19 prosecuting or defending this case pending the completion of the  
20 judicial process including appeal, if any.

21                  4. Copies of the records may be used at the time of trial only if so ordered  
22 by the court. Additionally, reference to the content of any records, or  
23 the existence of any such record shall only be made after so ordered by  
24 the Court.

25                  5. If necessary in the judgment of the attorneys for the parties in this case,  
26 they may show or reveal the contents of the copies to their employees  
27 or agents, if the same may actively assist in the prosecution or defense  
28 of this case.

- 1 6. Plaintiff's attorney may show or reveal contents of documents to their
- 2 client, only in the event the documents describe or refer to incidents
- 3 involving Plaintiff, and in no other instance.
- 4 7. Any depositions, during which the contents of copies of the records are
- 5 part of the testimony or copies of the records are attached as exhibits,
- 6 shall be sealed as to any confidential portions.
- 7 8. After completion of the judicial process in this case, attorneys for the
- 8 parties shall return the above-referenced records to the Office of the
- 9 City Attorney as attorney for the Custodian of Records for the Long
- 10 Beach Police Department and shall retain no copy of such material in
- 11 any form.
- 12 9. Attorneys for the parties shall cause the substance of this Order to be
- 13 communicated to each person to whom the information is revealed in
- 14 accordance with this Order.
- 15 10. The attorneys for the parties shall not cause or knowingly permit
- 16 disclosure of the contents of the copies beyond the disclosure permitted
- 17 under the terms and conditions of this Order, including but not limited
- 18 to any news media which is inclusive of film or video, television, radio
- 19 or print.
- 20 11. This order may be signed in counterparts. A faxed signature shall serve
- 21 with the same force and effect of an original signature.

22  
23 The Court retains jurisdiction to modify this Protective Order and to make  
24 further Orders with respect to control and use of the information delivered to the  
25 attorneys for the parties pursuant to this Order, including Orders as to the ultimate

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1 disposition of said copies while the judicial process is pending.

2 In the event, any document the parties have identified as protected by this  
3 stipulation and order are to be filed with the court, the offering party must adhere to  
4 Central District Local Rule 79-5 et. seq. Confidential Court Records.

5  
6 Dated: October 1, 2013.

ROBERT E. SHANNON, City Attorney

7  
8 By /s/ Howard D. Russell  
9  
10 HOWARD D. RUSSELL,  
11 Deputy City Attorney  
12 Attorneys for Defendants  
13 CITY OF LONG BEACH, DAVID M.  
14 FARIS, MICHAEL G. HYNES,  
15 and ROBERT KNIGHT

16 Dated: October 1, 2013.

17 THE BECK LAW FIRM

18  
19 By /s/ Thomas E. Beck  
20 Thomas E. Beck, Esq.  
21 Attorneys for Plaintiff  
22 Miguel Contreras

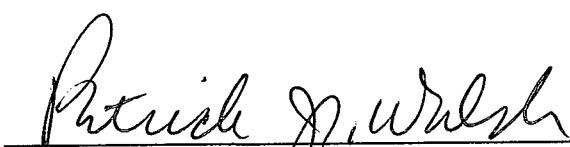
23 Dated: October 1, 2013.

24 KAYE, McLANE & BEDNARSKI

25 By /s/ Caitlin S. Weisberg  
26 Caitlin S. Weisberg  
27 Attorneys for Plaintiff  
28 Miguel Vazquez

IT IS SO ORDERED.

DATED: 10/2, 2013

  
29 Honorable Patrick J. Walsh  
30 United State District Court Magistrate